

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

JEFFREY LAMONT TAYLOR.

NO. C02-5775 JW

**Plaintiff(s),**

**ORDER TO SHOW CAUSE RE 28 U.S.C.  
§ 1915(g)**

WILLARD et al.,

Defendant(s).

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**JEFFREY LAMONT TAYLOR,**

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NO. C03-1643 JW

**Plaintiff(s)**

**ORDER TO SHOW CAUSE RE 28 U.S.C.  
§ 1915(g)**

## CORRECTIONAL OFFICER GODINEZ et al.,

Defendant(s).

JEFEREX LAMONT TAYLOR

NO. C03 5153 JW

**Plaintiff(s),**

## CORRECTIONAL OFFICER WOOLF et al

Defendant(s).

## Order to Show Cause

**Order to Show Cause**  
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**United States District Court**  
For the Northern District of California

1 JEFFREY LAMONT TAYLOR,

2 Plaintiff(s),

3 v.

4 J. STOCKER et al.,

5 Defendant(s).

6 JEFFREY LAMONT TAYLOR,

7 Plaintiff(s),

8 v.

9 D.M. MANTEL et al.,

10 Defendant(s).

11 JEFFREY LAMONT TAYLOR,

12 Plaintiff(s),

13 v.

14 LT. G.D. JORDAN et al.,

15 Defendant(s).

16 JEFFREY LAMONT TAYLOR,

17 Plaintiff(s),

18 v.

19 CORRECTIONAL OFFICER RENYSO et  
al.,

20 Defendant(s).

21 JEFFREY LAMONT TAYLOR,

22 Plaintiff(s),

23 v.

24 DOCTOR SCARMOZZINO et al.,

25 Defendant(s).

NO. C04-924 JW

**ORDER TO SHOW CAUSE RE 28 U.S.C.  
§ 1915(g)**

NO. C05-400 JW

**ORDER TO SHOW CAUSE RE 28 U.S.C.  
§ 1915(g)**

NO. C05-1719 JW

**ORDER TO SHOW CAUSE RE 28 U.S.C.  
§ 1915(g)**

NO. C05-5072 JW

**ORDER TO SHOW CAUSE RE 28 U.S.C.  
§ 1915(g)**

NO. C06-183 JW

**ORDER TO SHOW CAUSE RE 28 U.S.C.  
§ 1915(g)**

Order to Show Cause

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## United States District Court

For the Northern District of California

1 JEFFREY LAMONT TAYLOR,

NO. C06-485 JW

2 Plaintiff(s),

**ORDER TO SHOW CAUSE RE 28 U.S.C.**  
**§ 1915(g)**

3 v.

4 REGISTERED NURSE FLYNN et al.,

5 Defendant(s).

6 JEFFREY LAMONT TAYLOR,

NO. C06-1600 JW

7 Plaintiff(s),

**ORDER TO SHOW CAUSE RE 28 U.S.C.**  
**§ 1915(g)**

8 v.

9 CORRECTIONAL OFFICER WILSON et  
al.,

10 Defendant(s).

12 Plaintiff, a prisoner at Salinas Valley State Prison and a frequent litigant in federal court, has  
 13 filed numerous pro se civil rights complaints under 42 U.S.C. § 1983 alleging, among other things,  
 14 that he has been deprived adequate dental care, threatened, harassed, and in some instances, beaten.  
 15 In each case, Plaintiff seeks to proceed in forma pauperis under 28 U.S.C. § 1915.

16 The Prison Litigation Reform Act of 1995 ("PLRA") was enacted, and became effective, on  
 17 April 26, 1996. It provides that a prisoner may not bring a civil action or appeal a civil judgment  
 18 under 28 U.S.C. § 1915 "if the prisoner has, on 3 or more prior occasions, while incarcerated or  
 19 detained in any facility, brought an action or appeal in a court of the United States that was  
 20 dismissed on the grounds that it is frivolous, malicious, or fails to state a claim upon which relief  
 21 may be granted, unless the prisoner is under imminent danger of serious physical injury." 28 U.S.C.  
 22 § 1915(g). "Section 1915(g)'s cap on prior dismissed claims applies to claims dismissed both before  
 23 and after the [PLRA's] effective date." Tierney v. Kupers, 128 F.3d 1310, 1312 (9th Cir. 1997).

24 The Court has reviewed the pertinent records and finds that Plaintiff has had the following  
 25 actions dismissed by a federal district court on the grounds that they are frivolous, malicious, or fail  
 26 to state a claim upon which relief may be granted:

27 Order to Show Cause

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1       1. Taylor v. Salinas Valley State Prison et al., C03-2626 JW  
        (failure to state a claim regarding, inter alia, access to prison library);  
 2       2. Taylor v. Wolff et al., C05-71 JW  
        (failure to state a claim regarding, inter alia, confiscated or stolen personal property);  
 3       3. Taylor v. Tower et al., C05-2247 JW  
        (duplicative lawsuit)  
 4       4. Taylor v. Wilson et al., C05-3495 JW  
        (failure to state a claim regarding, inter alia, confiscated or stolen personal property);  
 5       5. Taylor v. Salinas Valley State Prison, C05-4112 JW  
        (failure to state a claim regarding request for investigation into prison conditions);  
 6       6. Taylor v. Bryant et al., C06-2222 JW  
        (failure to state a claim regarding, inter alia, confiscated or stolen personal property).<sup>1</sup>

10 Plaintiff therefore may proceed in forma pauperis only if he is seeking relief from a danger of  
 11 serious physical injury which is “imminent” at the time of filing. See Abdul-Akbar v. McKelvie,  
 12 239 F.3d 307, 312 (3d Cir. 2001) (en banc); Medberry v. Butler, 185 F.3d 1189, 1192-93 (11th Cir.  
 13 1999); Ashley v. Dilworth, 147 F.3d 715, 717 (8th Cir. 1998); Banos v. O'Guin, 144 F.3d 883, 885  
 14 (5th Cir. 1998). He is not. Plaintiff’s lawsuits are actions for damages for past wrongdoing.

15       Accordingly, all outstanding requests to proceed in forma pauperis are DENIED. If the  
 16 Court previously granted Plaintiff in forma pauperis status, such status is now REVOKED. Under  
 17 the law of the circuit, however, Plaintiff must be afforded an opportunity to persuade the court that §  
 18 1915(g) does not bar pauper status for him. See Andrews v. King, 398 F.3d 1113, 1120 (9th Cir.  
 19 2005). Within 30 days of this order plaintiff may show cause why § 1915(g) does not bar pauper  
 20 status for him. Failure to show cause, or pay the requisite \$ 250.00 filing fee (or \$350 for those cases  
 21 filed after April 9, 2006), within the designated time will result in the dismissal of the actions  
 22 without prejudice to bringing it in a new paid complaint.

23 Dated: May \_\_, 2006

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JAMES WARE  
 United States District Judge

25 \_\_\_\_\_  
 26       <sup>1</sup> At least two other lawsuits were dismissed on procedural grounds. See Taylor v. Castillo  
        et al., C02-5774 JW; and Taylor v. Woolf et al., C03-5108 JW.

27 Order to Show Cause

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1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN MAILED TO:**

2 Jeffrey Lamont Taylor  
D41759  
3 D-6-129 C-1-131  
Salinas Valley State Prison  
4 P. O. Box 1060  
Soledad, Ca 93960-1060

5

6 **Dated: May \_\_, 2006**

7 **Richard W. Wiking, Clerk**

8 **By:** \_\_\_\_\_

9 **Melissa Peralta  
Courtroom Deputy**